Chairman Nielsen Cochran voted Age, and Commissioner Bo Robinson voted

Dated this the day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

By: NIELSEN COCHRAN, CHAIRMAN

By: So Kobusser
BO ROBINSON, COMMISSIONER

ATTEST: A TRUE COPY. This Order is effective the day of January, 2006.

EXECUTIVE SECRETARY

3

RECEIVED & INSPECTED

JAN 2 4 2006

FCC - MAILROOM

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

APPLICATION OF NPCR, INC. ("NEXTEL PARTNERS") FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER UNDER 47 U.S.C. 214(e)(2)

DOCKET NO. 03-UA-0256

## <u>ORDER</u>

COMES NOW, the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown and after reviewing the plan for utilization for the year 2006 Federal Universal Service Funding ("USF") submitted by NPCR, Inc. ("Nextel Partners"), and this Commission being otherwise sufficiently advised, finds as follows:

I.

On April 17, 2003, Nextel Partners filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). On September 29, 2003, this Commission issued its order designating Nextel Partners as an ETC.

Π.

On September 21, 2004, Nextel Partners submitted its revised, detailed plan for utilization of the Federal Universal Service Fund for the year 2005 ("Nextel Partners' 2005 Plan") for approval by the Commission. Nextel Partners' 2005 Plan was filed under seal, but generally proposed to maintain and support the existing infrastructure and also expand network services for projected 2005 growth. The Commission entered its Order approving Nextel Partners' 2005 Plan on September 29, 2004.

On June 1, 2005, Nextel Partners submitted its detailed plan for utilization of the Federal Universal Service Fund for the year 2006 ("Nextel Partners' 2006 Plan") for approval by the Commission. Nextel Partners' 2006 Plan was filed under seal, but generally proposed to maintain and support the existing infrastructure and also expand network services for projected 2006 growth.

IV.

The Commission, after consultation with the Public Utilities Staff, concludes that Nextel Partners' 2006 Plan for utilization of the Federal Universal Service Funding for the year 2006 is consistent with the Telecommunications Act of 1934, as amended, and the pertinent FCC Orders.

## IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Nextel Partners 2006 Plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as contained in its plan submitted to the Commission on June 1, 2005, is consistent with 47 U.S.C. 254(e).
- 2. Nextel Partners shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Chairman Nielsen Cochran voted Age, Commissioner Bo Robinson voted Dated this the Z5 day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

NIELSEN COCHRAN, CHAIRMAN

ATTEST: A TRUE COPY. This Order is effective the day of January, 2006.

Executive Secretary

**RECEIVED & INSPECTED** 

JAN 2 4 2006

FCC - MAILROOM

## BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

03-UA-407

ALLTEL COMMUNICATIONS, INC.

IN RE:

APPLICATION OF ALLTEL

COMMUNICATIONS, INC. FOR

DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER

PURSUANT TO SECTION 214(E)(2) OF THE COMMUNICATIONS ACT OF

1934

## **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of ALLTEL Communications, Inc.'s ("ALLTEL's") Plan
for Utilization of Federal Universal Service Funding ("USF") for the year 2006 (the "Plan")
heretofore submitted to this Commission by ALLTEL, and after reviewing the Plan and being
otherwise sufficiently advised, this Commission finds as follows:

I.

On May 21, 2003, ALLTEL filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). ALLTEL was subsequently designated by the Commission as an ETC on December 4, 2003.

II.

On December 19, 2003, ALLTEL submitted its revised plan for utilization of the Federal USF for the year 2004 for approval by the Commission. The Commission entered its Order approving the revised 2004 USF plan on December 23, 2003.

On September 22, 2004, ALLTEL submitted its revised plan for utilization of the Federal USF for the year 2005 for approval by the Commission. The Commission entered its Order approving the revised 2005 USF plan on September 29, 2004.

IV.

On June 1, 2005, ALLTEL submitted its Plan for utilization of the Federal USF for the year 2006 for approval by the Commission. On September 19, 2005, ALLTEL submitted supplemental information concerning the Plan.

V.

The Commission, after consultation with the Public Utilities Staff, concludes that ALLTEL's Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

## IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that ALLTEL's 2006 Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. ALLTEL shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Chairman Nielsen Cochran voted Ago, and Commissioner Bo Robinson voted Ago.

Dated this the 23 day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

NIELSEN COCHRAN, CHAIRMAN

BY:

BO ROBINSON, COMMISSIONER

ATTEST: A TRUE COPY. This Order is effective the 23 days

\_ day of January, 2006.

BRIAN U. RAY,

EXECUTIVE SECRETARY

RECEIVED & INSPECTED

JAN 2 4 2006

**FCC - MAILROOM** 

### BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

IN RE: APPLICATION OF TELEPAK NETWORKS, INC. FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER UNDER 47 U.S.C. § 214(e)(2)

**DOCKET NO. 03-UA-0457** 

## <u>ORDER</u>

COMES NOW the Mississippi Public Service Commission ("Commission"), and it appearing to the Commission, for good cause shown and after reviewing the plan for utilization for the year 2006 Federal Universal Service Fund ("USF") submitted by Telepak Networks, Inc. ("Telepak Networks"), and this Commission being otherwise sufficiently advised, finds as follows:

I.

On June 12, 2003, Telepak Networks filed with the Commission its Application pursuant to Section 214(e)(2) of the Telecommunications Act of 1934, as amended (the "Act") and Federal Communications Commission ("FCC") Rules 47 C.F.R. §§ 54.201 through 54.207, requesting designation as an Eligible Telecommunications Carrier ("ETC") for its current service area which includes the BellSouth Telecommunications, Inc. ("BellSouth") certificated areas in the State of Mississippi (the "designated service area"). As a part of its Application, Telepak Networks also filed with this Commission details of its plan for utilization of federal universal service funding it would receive in the year 2004 and thereafter. On December 17, 2003, this Commission issued its order certifying that Telepak Networks' proposed use of federal universal service funds for the year 2004 in Mississippi was consistent with the principles of Universal Service as outlined in the Act and by the FCC in its Universal Service Order.<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45; FCC 99-306, released November 2, 1999 ("Universal Service Order"). See generally paragraphs 93-110.

On July 1, 2004, Telepak Networks submitted its detailed plan for utilization of the Federal USF for the year 2005 ("2005 Plan") for approval by the Commission. The plan submitted on July 1, 2004, proposed a continuation of the use of USF as outlined in Telepak Networks' Application.

III.

On September 22, 2004, Telepak Networks submitted its amended plan for utilization of the Federal USF for the year 2005 ("Amended 2005 Plan") for approval by the Commission. Telepak Networks' Amended 2005 Plan proposed a continuation of the use of USF as outlined in Telepak Networks' Application. On September 29, 2004, this Commission approved Telepak Networks' Amended 2005 Plan.

IV.

On June 1, 2005, Telepak Networks submitted its detailed plan for utilization of the Federal USF for the year 2006 ("2006 Plan") for approval by the Commission. The plan submitted on June 1, 2005, proposed a continuation of the use of USF as outlined in Telepak Networks' Application.

V.

The Commission, after consultation with the Public Utilities Staff, concludes that Telepak Networks' 2006 Plan for utilization of the Federal USF is consistent with the Act and the pertinent FCC Orders.

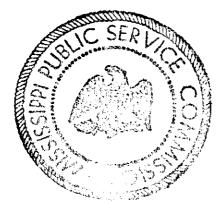
## IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Telepak Networks 2006 Plan to utilize Federal USF in Mississippi as submitted to the Commission on June 1, 2005, is consistent with 47 U.S.C. § 254(e).
- 2. Telepak Networks shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Chairman Nielsen Cochran voted & Commissioner Bo Robinson voted

Dated this the day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

NIELSEN COCHRAN, Chairman

BO ROBINSON, Commissioner

ATTEST: A TRUE COPY. This Order is effective the

day of January, 2006.

**Executive Secretary** 

JAN 2 4 2006

FCC - MAILROOM

**DOCKET NO. 2003-UA-0473** 

## BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

APPLICATION OF MEGAGATE BROADBAND, INC. (FORMERLY CELLULAR XL ASSOCIATES, L.P.), FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER UNDER 47 U.S.C. § 214(e)(2) IN THE STATE OF MISSISSIPPI

# ORDER

COMES NOW the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown, and after reviewing the plan of Megagate Broadband, Inc. (formerly Cellular XL Associates, L.P. d/b/a Megagate) ("Megagate") for utilization for the year 2006 of Federal Universal Service ("USF") Funding that Megagate has submitted to this Commission, and this Commission being otherwise sufficiently advised, finds as follows:

I.

On June 18, 2003, Megagate filed with the Commission an Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). The Commission entered an Order designating Megagate as an ETC on December 29, 2003. Megagate on March 25, 2004, submitted to the Commission its Revised Plan for calendar year 2005 for the USF expenditures. The Commission on March 30, 2004, issued an Order certifying that Megagate's 2004 Plan was consistent with 47 U.S.C. 254(e).

On June 3, 2005, Megagate submitted a plan for utilization of the Federal Universal Service Fund for the year 2006 for approval by the Commission. Megagate filed the Plan under seal, but the Plan generally proposed to maintain and support the existing infrastructure and also expand network services for projected 2006 growth. The Commission finds that Megagate's proposed use of federal universal service funds for the year 2006 under its plan in Mississippi is consistent with the principles of Universal Service as outlined in the Telecommunications Act of 1996 and by the FCC in its Universal Service Order.

III.

The Commission, after consultation with the Public Utilities Staff, concludes that Megagate's plan for utilization of the Federal Universal Service Fund for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

### IT IS THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Megagate's 2006 plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as contained in its plan submitted to the Commission on June 3, 2005, is consistent with 47 U.S.C. 254(e).
- 2. Megagate shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this docket.

<sup>&</sup>lt;sup>1</sup> Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45, FCC 99-306, Released November 2, 1999 ("Universal Service Order"). See generally, paragraphs 93-110.

EXECUTIVE SECRETARY

JAN 2 4 2006

## BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

**DOCKET NO. 2003-AD-0562** 

FCC - MAILROOM

Application of SPRINTCOM, INC., SPRINT SPECTRUM, L.P., AND WIRELESSCO., L.P. D/BA SPRINT PCS (COLLECTIVELY "SPRINT") for Designation As an Eligible Telecommunications Carrier In Mississippi Under 47 U.S.C. Sec. 214(e)(2)

## ORDER

COMES NOW the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown, and after reviewing the plan of SprintCom, Inc., Sprint Spectrum, L.P., and Wireless Co, L.P., d/b/a Sprint PCS (collectively, "Sprint") for utilization for the year 2006 of Federal Universal Service ("USF") Funding that Sprint has submitted to this Commission, and this Commission being otherwise sufficiently advised, finds as follows:

I.

On July 31, 2003, Sprint filed with the Commission an Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). The Commission entered an Order designating Sprint as an ETC on December 29, 2003. On September 24, 2004, Sprint submitted its revised detailed plan for utilization of the Federal Universal Service Fund for the year 2005. The Commission entered an Order on September 29, 2004, certifying that Sprint's 2005 Plan was consistent with 47 U.S.C. 254(e).

On December 6, 2005, Sprint submitted its revised detailed plan for utilization of the Federal Universal Service Fund for the year 2006 for approval by the Commission. The plan submitted was filed under seal, but generally proposed to maintain and support the existing infrastructure and also expand network services for projected 2006 growth. The Commission finds that Sprint's proposed use of federal universal service funds under its revised plan for the year 2006 in Mississippi is consistent with the principles of Universal Service as outlined in the Telecommunications Act of 1996 and by the FCC in its Universal Service Order.<sup>1</sup>

#### III.

The Commission, after consultation with the Public Utilities Staff, concludes that Sprint's revised plan for utilization of the Federal Universal Service Fund for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

#### IT IS THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Sprint's plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as contained in its 2006 revised plan submitted to the Commission on December 6, 2005, is consistent with 47 U.S.C. 254(e).
- 2. Sprint shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

<sup>&</sup>lt;sup>1</sup> Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45, FCC 99-306, Released November 2, 1999 ("Universal Service Order"). See generally, paragraphs 93-110.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this docket.

Chairman Nielsen Cochran voted Land Commissioner Bo Robinson voted

day of January, 2006.

Dated this the

day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

COCHRAN, CHAIRMAN

ATTEST: A TRUE COPY. This Order is effective the

BRIAN U. RAY,

EXECUTIVE SECRETARY

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

RECEIVED & INSPECTED

JAN 2 4 2006

FCC - MAILROOM

03-UA-665

DIALOG TELECOMMUNICATIONS, INC.

TC 123207000

IN RE: APPLICATION OF DIALOG
TELECOMMUNICATIONS, INC. FOR
DESIGNATION AS AN ELIGIBLE
TELECOMMUNICATIONS CARRIER

UNDER THE TELECOMMUNICATIONS

**ACT OF 1996** 

## <u>ORDER</u>

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of Dialog Telecommunications, Inc.'s ("Dialog's") Plan for

Utilization of Federal Universal Service Funding ("USF") for the year 2006 (the "Plan")

heretofore submitted to this Commission by Dialog, and after reviewing the Plan and being

otherwise sufficiently advised, this Commission finds as follows:

I.

On September 4, 2003, Dialog filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under the Telecommunications Act of 1996. Dialog was subsequently designated by the Commission as an Eligible Telecommunications Carrier on December 15, 2003.

II.

On November 26, 2003, Dialog submitted its plan for utilization of the Federal USF for the year 2004 for approval by the Commission. The Commission entered its Order approving the 2004 USF plan on December 15, 2003.

On September 22, 2004, Dialog submitted its revised plan for utilization of the Federal USF for the year 2005 for approval by the Commission. The Commission entered its Order approving the revised 2005 USF plan on September 29, 2004.

IV.

On December 2, 2005, Dialog submitted its plan for utilization of the Federal USF for the year 2006 for approval by the Commission.

V.

The Commission, after consultation with the Public Utilities Staff, concludes that Dialog's Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Dialog's 2006 Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. Dialog shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Chairman Nielsen Cochran voted , and Commissioner Bo Robinson voted day of January, 2006.



MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

NIELSEN COCHRAN, CHAIRMAN

BY:

BÓ ROBINSON, COMMISSIONER

ATTEST: A TRUE COPY. This Order is effective the

day of January, 2006.

BRIAN U. RAY,

EXECUTIVE SECRETARY

RECEIVED & INSPECTED

JAN 2 4 2006

## BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

FCC - MAILROOM

03-UA-757

**GULFPINES** COMMUNICATIONS, LLC

TC 123166400

IN RE: APPLICATION OF GULFPINES COMMUNICATIONS, LLC FOR

**DESIGNATION AS AN ELIGIBLE** 

**TELECOMMUNICATIONS** CARRIER UNDER THE

TELECOMMUNICATIONS ACT

OF 1996

## **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission ("Commission") for the consideration of GulfPines Communications, LLC's ("GulfPines"") Revised Plan for Utilization of Federal Universal Service Funding ("USF") for the year 2006 (the "Revised Plan") heretofore submitted to this Commission by GulfPines, and after reviewing the Revised Plan and being otherwise sufficiently advised, this Commission finds as follows:

I.

On October 14, 2003, Gulfpines filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under the Telecommunications Act of 1996. Gulfpines was subsequently designated by the Commission as an ETC on December 15, 2003.

II.

On November 26, 2003, Gulfpines submitted its plan for utilization of the Federal USF for the year 2004 for approval by the Commission. The Commission entered its Order approving the 2004 USF plan on December 15, 2003.

On September 22, 2004, Gulfpines submitted its revised plan for utilization of the Federal USF for the year 2005 for approval by the Commission. The Commission entered its Order approving the revised 2005 USF plan on September 29, 2004.

IV.

On May 31, 2005, GulfPines submitted its plan for utilization of the Federal USF for the year 2006 for approval by the Commission. On September 15, 2005, GulfPines submitted its revised plan for approval by the Commission.

V.

The Commission, after consultation with the Public Utilities Staff, concludes that GulfPines' revised plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

## IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that GulfPines' 2006 Revised Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. GulfPines shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Chairman Nielsen Cochran voted Age, and Commissioner Bo Robinson voted Age.

Dated this the 234 day of January, 2006.

MISSISSIPPI PUBLIC SERVICE COMMISSION

SER IVER IN COMMENT OF STREET OF STR

BRIAN U. RAY, EXECUTIVE SECRETAR BY: NIELSEN COCHRAN, CHAIRMAN

BY: SO KOBURSON COMMISSIONER

ATTEST: A TRUE COPY. This Order is effective the day

day of January, 2006.

## BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION JACKSON, MISSISSIPPI

Application of New Cingular Wireless	)	
PCS, LLC to Amend the Eligible	)	
Telecommunications Carrier Designation	)	Docket No. 05-UA-0174
Previously Received by AT&T Wireless	)	
Services, Inc. Under 47 U.S.C. § 214(e)(2)	)	
	)	

## **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of the 2006 Plan for Utilization of Federal Universal

Service Funding of New Cingular Wireless, PCS, LLC ("Cingular"), heretofore submitted to this

Commission by Cingular, and after reviewing the Plan and being otherwise sufficiently advised,
this Commission finds as follows:

Į.

On March 18, 2005, Cingular filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). Cingular was subsequently designated by the Commission as an ETC on September 28, 2005.

II.

On June 1, 2005, Cingular submitted its plan for utilization of the Federal Universal Service Fund for the year 2006 for approval by the Commission.

Ш.

The Commission, after consultation with the Public Utilities Staff, concludes that Cingular's Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2006 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

## IT IS, THEREFORE, ORDERED:

- The Commission hereby certifies that Cingular's 2006 Plan for Utilization of 1. Federal Universal Service Funding is consistent with 47 U.S.C. § 254(e).
- Cingular shall file quarterly reports with the Commission providing the status of 2. universal service fund expenditures and projects.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

Dated this the 237 day of January, 2006.

Chairman Nielsen Cochran voted , and Commissioner Bo Robinson voted

MISSISSIPPI PUBLIC SERVICE COMMISSION

NIELSEN COCHRAN, CHAIRMAN

ATTEST: A TRUE COPY. This Order is effective the

EXECUTIVE SECRE